



City of Marietta

Meeting Minutes

COMMITTEE OF THE WHOLE

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

William B. Dunaway, Mayor
Annette Paige Lewis, Ward 1
Grif Chalfant, Ward 2
Holly Marie Walquist, Ward 3
Irvan A. "Van" Pearlberg, Ward 4
Rev. Anthony Coleman, Ward 5
James W. King, Ward 6
Philip M. Goldstein, Ward 7

Monday, June 11, 2007

5:15 PM

4th Floor Conference Room

Presiding: Rev. Anthony Coleman

Present: Philip M. Goldstein, Jim King, Holly Walquist, Grif Chalfant, Annette Lewis and Van Pearlberg

Absent: William B. Dunaway

Also Present:

William F. Bruton, City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor Pro tem Rev. Anthony Coleman called the meeting to order at 5:15 p.m.

MINUTES:

20070539 Regular Meeting - May 7, 2007

Review and approval of the May 7, 2007 regular meeting minutes.

A motion was made by Council member King, seconded by Council member Lewis, that this matter be Approved. The motion carried by the following vote:

Vote: 6 - 0 - 0

Approved

Philip M. Goldstein absent at the time of the vote.

BUSINESS:

20070642 BLW Report

Report by Councilman Jim King on the actions of the BLW at their meeting held Monday, June 11, 2007.

Council member King reported on the actions of the Board of Lights and Water at their June 11, 2007 regular meeting. Accounting Manager Beth Keller reported on the BLW finance statements. (See the June 11, 2007 regular Board of Lights and Water meeting minutes for details.)

This matter was Reported.

20070370 CA2007-15 Amending the Comprehensive Development Code regarding the Commercial Corridor Design Overlay District

Proposal to amend the Comprehensive Development Code of the City of Marietta, Division 712.09, paragraph B, regarding the Commercial Corridor Design Overlay District.

Motion to approve the proposed amendments to the Comprehensive Development Code of the City of Marietta, Division 712.09, paragraph B, regarding the Commercial Corridor Design Overlay District, changing the setback to 75 feet which includes the 10 foot landscape strip.

A motion was made by Council member Goldstein, seconded by Council member Lewis, that this matter be Recommended for Council Agenda Non Consent. The motion carried by the following vote:

Vote: 4 - 3 - 0

Recommended for Council Agenda Non Consent

Vote Against: 3 - Holly Walquist, Jim King and Grif Chalfant

20070542 FY2007 Section 8 Annual Plan

Resolution authorizing the Mayor to sign all necessary PHA Certifications of Compliance and approving the FY2007 Section 8 Annual Plan.

A motion was made by Council member Walquist, seconded by Council member Goldstein, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 7 - 0 - 0

Recommended for Approval - Consent Agenda

20070563 Manget Detailed Plan

Review and approval of amendments to the Detail Plan for Manget Phase I.

Motion to approve the amendments to the Detail Plan for Manget Phase I, with the stipulation that the overall project maintains the 77 single-family units as approved in the general plan as amended.

A motion was made by Council member Goldstein, seconded by Council member Chalfant, that this matter be Recommended for Approval as Stipulated - Consent Agenda. The motion carried by the following vote:

Vote: 7 - 0 - 0

Recommended for Approval as Stipulated - Consent Agenda

20070615 Setbacks

Brian Binzer to present setback examples.

This matter was Discussed.

20070616 November City Council Meeting

Discussion relative to the City Council Meeting date for November.

Motion to approve moving the November Committee of the Whole meeting to November 8th and the City Council meeting to November 19th.

A motion was made by Council member Goldstein, seconded by Council member Chalfant, that this matter be Recommended for Approval as Stipulated - Consent Agenda. The motion carried by the following vote:

Vote: 7 - 0 - 0

**Recommended for Approval as Stipulated -
Consent Agenda**

20070663 SPLOST Bond Authorizing Resolution

Review and approval of the Authorizing Resolution to issue \$9,820,000 Series 2007 SPLOST Bonds.

Motion to approve the SPLOST Bond Authorization Resolution subject to modifications by the city attorney and the city manager.

A motion was made by Council member Goldstein, seconded by Council member Chalfant, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 7 - 0 - 0

Recommended for Approval - Consent Agenda

20070643 Draft Agenda

Review of the June 13, 2007 Draft Council Agenda.

The following amendments were made to the draft agenda:

- under Minutes: Agenda item 20070480 was removed from the agenda. Agenda item 20070540 was added to the consent agenda.

-under Finance: Agenda item 20070577 was removed from the agenda. Agenda item 20070579 was amended to read, "Approval of an Ordinance amending the FY07 budget to transfer \$330,000 from the General Fund, with \$200,000 allocated to the Pension Fund, \$50,000 allocated to the Economic Development Marketing Fund and \$80,000 to the Public Works Fund."

Agenda item 20070549 should show Rev. Anthony Coleman and Grif Chalfant voting against the Sanitation Fee increase. Agenda item 20070549 was also amended to read, "Ordinance adopting the Fiscal Year 2008 budget for the various City funds contingent on the approval of the Sanitation Fee increase and the 2007-2008 Positions Allocation Chart & Pay Classification Plan. Further, prior to any money being used to create the Historic Preservation guidelines, a poll shall be taken in each potential district as determined by the Historic Preservation Commission. Using the guidelines set up by the DMDA, 60% of the property owners must be in favor in order to proceed with the creation of the Historic Preservation guidelines. If not, the funds shall be transferred back to the General Fund for the City."

-under Judicial: Agenda item 20070563 was amended to read, "Motion to approve the amendments to the Detail Plan for Manget Phase I, with the stipulation that the overall project maintain the 77 single family units as approved in the general plan as amended.

-under Personnel: Agenda item was amended to read, "Motion to approve the Employment Agreement for Mary Ann Landers as the Administrative Assistant to the Mayor."

-under Public Works: Agenda item 20070561 should show Rev. Anthony Coleman and Grif Chalfant voting against.

-under Other Business: Agenda items 20070639 and 20070640 were removed from the agenda. Agenda item 20070607 was added to the consent agenda.

This matter was Discussed.

20070618

Executive Session

Executive Session to discuss Legal, Personnel and/or Real Estate matters.

The motion was made in open session by Council member Pearlberg, seconded by Council member Chalfant, to enter an Executive Session to discuss real estate and legal matters. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

For: Annette Paige Lewis, Grif Chalfant, Holly Marie Walquist, Van Pearlberg, Rev. Anthony Coleman, James W. King, and Philip M. Goldstein

The Executive Session was held (the Chairman's affidavit is attached hereto as Attachment A).

A motion was made in open session by Council member King, seconded by Council member Lewis, to close the Executive Session. The motion carried by the following vote:

Vote: 6 - 0 - 0

Approved

For: Annette Paige Lewis, Grif Chalfant, Holly Marie Walquist, Van Pearlberg, Rev. Anthony Coleman, James W. King

Philip M. Goldstein absent at the time of the vote, but returned shortly after.

A motion was made by Council member Goldstein, seconded by Council member King to add an agenda item to purchase the designated properties discussed and approve the budget amendment, subject to the property being appraised for the purchase amount. The motion carried by the following vote:

Vote: 5 - 2 - 0

Approved

*Voting Against: Van Pearlberg and Rev. Anthony Coleman
(See agenda item 20070668)*

ADJOURNMENT:

The meeting was adjourned at 9:25 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____